IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 24TH AUGUST 2007 / 2ND BHADRA 1929

Bail Appl..No. 5365 of 2007(B)

CRIME NO.119/07 OF CHENGANNOOR EXCISE RANGE

PETITIONER : ACCUSED

BHARATHAN S/O.CHOTHY
KUKKATHUNDIYIL, KADAMBOOR,
ENNAYKATTU VILLAGE,
CHENGANNUR.

BY ADV. SRI.SANTHAN V.NAIR
SRI.A.ANISH BAL

RESPONDENTS: STATE

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1. STATE OF KERALA REP. BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA.

2. THE EXCISE RANGE INSPECTOR,
CHENGANNOOR.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5365 of 2007

Dated this the 24th day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 1 litre of arrack. He was arrested on 24.07.07 and continues in custody from that date. The learned Public Prosecutor submits that the petitioner has one other case under the Abkari Act also against him.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-